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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/867,749	
	Filing Date	May 31, 2001	
	First Named Inventor	Bijan Tadayon et al.	
	Group Art Unit	2161	
	Examiner Name	Not yet assigned	
Total Number of Pages in This Submission		Attorney Docket Number	111325-64

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Other:
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	<u>Marc S. Kaufman</u> Nixon Peabody LLP 8180 Greensboro Drive Suite 800 McLean, VA 22012
Signature	
Date	September 28, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Application Number	09/867,749
Filing Date	May 31, 2001
First Named Inventor	Bijan Tadayon et al.
Examiner Name	Not yet assigned
Group Art Unit	2161
Attorney Docket No.	111325-64

FEE CALCULATION (continued)

- ☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	710	201	355	Utility filing fee	710.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1)	\$710.00
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2. EXTRA CLAIM FEES

			Extra Claims		Fee from below		Fee Paid
Total Claims	22	-20** =	2	X	18.00	=	36.00
Independent Claims	4	-3** =	1	X	80.00	=	80.00
Multiple Dependent						=	

Large Fee Code	Entity Fee	Small Fee (\$)	Entity Fee Code	Fee Description (\$)
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)	\$116.00
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3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	65	Surcharge – late filing fee or oath	130.00
127	50	25	Surcharge – late provisional filing fee or cover sheet	
139	130	130	Non-English transaction	
147	2,520	1,260	For filing a request for <i>ex parte</i> reexamination	
112	920*	460*	Requesting publication of SIR prior to Examiner action	
113	1,840*	920*	Requesting publication of SIR after Examiner action	
115	110	55	Extension for reply within first month	
116	390	195	Extension for reply within second month	
117	890	445	Extension for reply within third month	
118	1,390	695	Extension for reply within fourth month	
128	1,890	945	Extension for reply within fifth month	
119	310	155	Notice of Appeal	
120	310	155	Filing a brief in support of an appeal	
121	270	135	Request for oral hearing	
138	1,510	755	Petition to institute a public use proceeding	
140	110	55	Petition to revive – unavoidable	
141	1,240	620	Petition to revive – unintentional	
142	1,240	620	Utility issue fee (or reissue)	
143	440	220	Design issue fee	
144	600	300	Plant issue fee	
122	130	130	Petitions to the Commissioner	
123	50	50	Processing fee under 37 CR 1.17(q)	
126	180	180	Submission of Information Disclosure Stmt	
581	40	40	Recording each patent assignment per property (times number of properties)	
146	710	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	355	For each additional invention to be examined (37 CFR § 1.29(b))	
179	710	355	Request for Continued Examination (RCE)	
169	900	900	Request for expedited examination of a design application	
Other fee (specify) _____				

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3)	\$130.00
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on

Name: _____

SUBMITTED BY

Complete (if applicable)

Name (*Print/Type*)

Marc S. Kaufman

Registration No.
(Attorney/Agent)

35,212

Telephone _____

703-790-9110

Signature _____

Date _____

September 28, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Bijan TADAYON et al.

Serial No. 09/867,749

Filed: May 31, 2001

For: ~~METHOD AND APPARATUS FOR ASSIGNING~~

CONDITIONAL OR CONSEQUENTIAL RIGHTS

TO DOCUMENTS AND DOCUMENTS HAVING

SUCH RIGHTS



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) Attn: Applications Branch
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RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NON-PROVISIONAL APPLICATION - FILING DATE GRANTED

Honorable Commissioner for Patents
Washington, D.C. 20231

September 28, 2001

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted, under 37 CFR 1.53(b) dated August 1, 2001, submitted herewith is an executed Declaration and Power of Attorney, in compliance with 37 CFR 1.63, and a copy of Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted along with the fees under 37 CFR 1.16(e). (Filing Fees - \$710.00; Total additional claim fee - \$116.00; Surcharge - \$130). The above fees are covered by the attached check in the amount of \$956.00.

Should there be any additional fees required for proper filing of the attached documents, please charge Deposit Account No. 19-2380. Prompt issuance of a filing receipt is respectfully requested.

Respectfully submitted,

A handwritten signature in dark ink, appearing to be "M. Kaufman", written over a horizontal line.

Marc S. Kaufman
Reg. No. 35,212

NIXON PEABODY LLP
8180 Greensboro Drive
McLean, Virginia 22102
(703) 790-9110

JHV/kbd



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/867,749	05/31/2001	Bijan Tadayon	111325-64

22204
NIXON PEABODY, LLP
8180 GREENSBORO DRIVE
SUITE 800
MCLEAN, VA 22102



CONFIRMATION NO. 5711

FORMALITIES LETTER



OC000000006368891

Date Mailed: 08/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/02/2001 BABRAH1 00000043 09867749

FILED UNDER 37 CFR 1.53(b)

01 FC:101	710.00 OP
02 FC:103	36.00 OP
03 FC:102	80.00 OP
04 FC:105	130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$116.
 - \$36 for 2 total claims over 20.
 - \$80 for 1 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 956.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE